

**IN THE UNITED STATE DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

ERIC HAYES,
Petitioner

v.

UNITED STATES OF AMERICA,
Respondent

:
: **No. 1:05-cr-00443-09**
:
: **(Judge Kane)**
:
:
:

ORDER

AND NOW on this 5th day of August 2014, **IT IS HEREBY ORDERED THAT:**

1. Petitioner Eric Hayes' motion to vacate, set aside, or correct sentence under 28 U.S.C. § 2255 (Doc. No. 2048) is **DENIED**;
2. Petitioner's supplemental motions (Doc. Nos. 2051, 2089, 2139), with the exception of his claim that counsel provided faulty advice (Doc. No. 2139 at 3) are **DENIED AS TIME-BARRED**;
3. Petitioner's motion to vacate, set aside, or correct sentence under 28 U.S.C. § 2255 on the grounds that counsel provided faulty advice (Doc. No. 2139 at 3) is **TIMELY**, but **DENIED** on the merits;
4. A certificate of appealability **SHALL NOT ISSUE**; and
5. The Clerk of Court is directed to close the case.

S/ Yvette Kane
Yvette Kane, District Judge
United States District Court
Middle District of Pennsylvania